

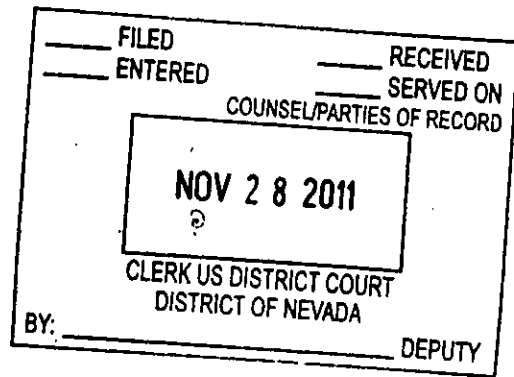
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13 Attorneys for Plaintiffs

14 UNITED STATES DISTRICT COURT
15 District of Nevada

16 LEONARD C. ADAMS, et al.,
17
18 Plaintiffs,
19 v.
20 SILAR ADVISORS, LP, et al.,
21 Defendants.



✓ 2:07-cv-00892

Case No. 3:11-cv-00210-RCJ-VPC

STIPULATION AND [PROPOSED] ORDER
TO CONTINUE CASE DEADLINES

22 On October 31, 2011, the Court granted the parties' Stipulation to extend the time for the
23 "Silar Defendants" to answer or otherwise respond to Plaintiffs' Second Amended Complaint, from
24 October 31, 2011, to at least November 14, 2011. See Doc. #114. The Stipulation was based on
25 those parties' notice to the Court that they had reached agreement on a settlement framework, and
26 their request for the Court to hold an *in camera* conference regarding their potential settlement. On
27 November 7, 2011, the Court held such an *in camera*, telephonic conference and agreed to enter an
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1 order, based on the parties' stipulation, to extend various case and hearing deadlines to afford the
2 parties an opportunity to effectuate their potential settlement. This Stipulation is intended to
3 facilitate the interests of justice and is not for purposes of delay. Therefore,

4 IT IS HEREBY STIPULATED AND JOINTLY AGREED, by and between the parties
5 hereto, and through their respective counsel, that the time for the Silar Defendants to answer or
6 otherwise respond to Plaintiffs' Second Amended Complaint in the above-entitled action is
7 continued indefinitely from at least November 14, 2011, until: (i) ten (10) days after either the Silar
8 Defendants or Plaintiffs provide written notice to the other that they are exercising their right not to
9 enter into a settlement; or (ii) such pleading is rendered unnecessary by the Court's approval of the
10 parties' potential settlement. This Stipulation is being signed by counsel for the Silar Defendants
11 without waiving, and hereby expressly preserving, all rights and defenses in this action, including
12 without limitation defenses as to subject matter jurisdiction, personal jurisdiction, and venue.
13

14 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
15 parties hereto, and through their respective counsel, that this Stipulation does not continue or
16 otherwise affect the status of the hearing set for January 9, 2012, at 9:00 a.m., in connection with the
17 motion to dismiss filed by the "Compass Defendants." See Doc. ##77, 82, 87. This Stipulation also
18 does not continue or otherwise affect the deadlines applicable either to Plaintiffs or Defendants Gary
19 Fragin and Tyson Lomazow, which are (and shall continue to be) addressed by separate stipulations.
20

21 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
22 parties hereto, and through their respective counsel, that in connection with the motion to dismiss
23 filed by Leonard Mezei and Jay Cohen (Doc. #116): (i) in light of the upcoming Thanksgiving
24 holiday, and for other reasons, Plaintiffs' time to respond to the motion shall be December 2, 2011;
25 (ii) the deadline for Mr. Mezei and Mr. Cohen to file a reply shall be December 23, 2011; and (iii)
26 the motion shall be set for oral argument at the same time as the Compass Defendants' motion to
27 dismiss (presently set for January 9, 2012, at 9:00 a.m.).
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1 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
 2 parties hereto, and through their respective counsel, ~~that the motions currently scheduled for hearing~~
 3 ~~on December 1, 2011, in the action styled 368 Sa San Fernando Lenders, LLC, et al. v. Compass USAA~~
 4 ~~SPE, LLC, et al. Case No. 2:07-cv-00892-RCJ-GWF ("892 Case") shall be reset and heard at the~~
 5 ~~motions to dismiss hearing scheduled for January 9, 2012, at 9:00 a.m. in this action.~~

7 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
 8 parties hereto, and through their respective counsel, that they shall not seek to have the Court enter
 9 any outstanding orders or its final judgment in the 892 Case: (i) until ten (10) days after either the
 10 Silar Defendants or Plaintiffs provide written notice to the other that they are exercising their right
 11 not to enter into a settlement; or (ii) except in conjunction with the Court's approval of the parties'
 12 potential settlement.

14 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
 15 parties hereto, and through their respective counsel, that all pending case deadlines and hearing dates
 16 in the adversary case styled *William A. Leonard, Jr., Chapter 7 Trustee v. Silar Advisors, L.P., et al.*,
 17 ~~Case Nos. 11-01100-RCJ (the "11-00 Adversary Case") shall be continued indefinitely until (i) ten~~
 18 ~~(10) days after either the Silar Defendants or Plaintiffs provide written notice to the other that they~~
 19 ~~are exercising their right not to enter into a settlement, (ii) fifteen (15) days after the Trustee~~
 20 ~~provides written notice to the undersigned counsel that he intends to proceed with the prosecution of~~
 21 ~~the case, or (iii) the case is resolved in accordance with the Court's approval of the parties' potential~~
 22 ~~settlement.~~

24 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
 25 parties hereto, and through their respective counsel, that the Trustee's execution of this Stipulation
 26 does not constitute an appearance by the Trustee or any of the estates jointly administered with Asset
 27 Resolution LLC in Case No. 09-32824-RCJ in, or make the Trustee or any of the estates jointly
 28 administered with Asset Resolution LLC in Case No. 09-32824-RCJ a party to, this action.

1 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
2 parties hereto, and through their respective counsel, that nothing in this Stipulation precludes any of
3 the parties from seeking further extensions or continuances upon motion or agreement.

4 IT IS HEREBY FURTHER STIPULATED AND JOINTLY AGREED, by and between the
5 parties hereto, and through their respective counsel, that a copy of this Stipulation, upon being
6 signed by the Court, shall be filed and served on all counsel of record in this action, the 892 Case,
7 and the 1100 Adversary Case.
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9 Dated: November 15, 2011.
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1 BICKEL & BREWER
2 LAW OFFICE OF LISA RASMUSSEN

THE MAJORIE FIRM, LTD.
LAW OFFICE OF MELANIE HILL

3 */s/ Robert M. Millimet*

/s/ Francis B. Majorie

4 By: _____
5 Lisa A. Rasmussen, Esq.
6 Michael J. Collins, Esq., Pro Hac Vice
7 Robert M. Millimet, Esq., Pro Hac Vice

By: _____
Melanie A. Hill, Esq.
Francis B. Majorie, Esq., Pro Hac Vice

8 Counsel for Plaintiffs

Counsel for Defendants Silar Advisors, LP,
Silar Special Opportunities Fund, LP, SSOP,
LLC, SMOF A, LLC, Servicing Oversight
Solutions, LLC, Robert Leeds, Jay Gracin, Hin-
King Tai, Cade Liu, and Michael D. Reiner

9
10 LAXALT & NOMURA, LTD.

SULLIVAN, HILL, LEWIN, REZ & ENGEL

11 */s/ Daniel T. Hayward*

/s/ Jonathan S. Dabbieri

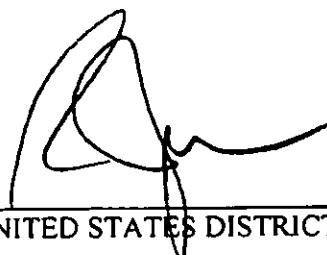
12 By: Daniel T. Hayward, Esq.

By: Jonathan S. Dabbieri, Esq.

13 Counsel for Defendants David Blatt,
14 Boris Piskun, Ron Friedman, Leonard
15 Mezei, Jay Cohen, Compass Financial
16 Partners, LLC (NV), Compass Financial
17 Partners, LLC (DE), Compass FP Corp.,
18 Compass Partners, LLC, Compass USA
GP, LLC, Compass USA Holding, LLC,
Compass USA, LP, Compass USA SPE,
LLC, Economic Growth Group, Inc., and
Repotex, Inc.

Counsel for Chapter 7 Trustee,
William A. Leonard, Jr.

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21 IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE

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25 Dated: November 28, 2011.

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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
District of Nevada

LEONARD C. ADAMS, et al.,

Plaintiffs,

v.

SILAR ADVISORS, LP, et al.,

Defendants.

Case No. 3:11-cv-00210-RCJ-VPC

STIPULATION AND [PROPOSED] ORDER
CONCERNING TYSON LOMAZOW'S
MOTION TO DISMISS

1 On October 24, 2011, defendant Tyson Lomazow filed his motion to dismiss Plaintiffs'
2 claims against him in this action. Plaintiffs' response is currently due on Monday, November 14,
3 2011. Counsel for Plaintiffs requested of counsel for Mr. Lomazow that they be provided with
4 additional time in which to file an opposition, and counsel for Mr. Lomazow agreed to extend
5 Plaintiffs' time, subject to the wishes of the Court. Counsel, therefore, request that the Court
6 approve the following stipulation, which is intended to facilitate the interests of justice and is not for
7 purposes of delay.
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9 Accordingly, IT IS HEREBY STIPULATED AND JOINTLY AGREED, by and between the
10 parties hereto, and through their respective counsel, that: (i) Plaintiffs' time to respond to Mr.
11 Lomazow's motion to dismiss is continued to November 30, 2011; and (ii) Mr. Lomazow's deadline
12 to file a reply shall be December 21, 2011.
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14
15 Dated: November 8, 2011.

16 BICKEL & BREWER
17 LAW OFFICE OF LISA RASMUSSEN

PISANELLI BICE, PLLC
MUNGER, TOLLES & OLSON LLP

18 /s/ Robert M. Millimet

/s/ Todd L. Bice

19 By: _____
20 Lisa A. Rasmussen, Esq.
21 Michael J. Collins, Esq., Pro Hac Vice
22 Robert M. Millimet, Esq., Pro Hac Vice

By: _____
Todd L. Bice, Esq.
Lawrence C. Barth, Esq. (pro hac vice pending)

23 Counsel for Plaintiffs

Counsel for Defendant Tyson Lomazow

24 IT IS SO ORDERED.

25 _____
UNITED STATES MAGISTRATE JUDGE

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27 Dated: November ____, 2011.
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